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[illegible]

WHEREAS, the parties engaged in joint preliminary discussions with the appointed evaluator Charles G. Miller, in which the parties agreed that the ENE session will be most beneficial if it is held after the Court rules on plaintiff's motion for class certification;

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1 WHEREAS, the appointed evaluator Charles G. Miller has agreed to make himself
2 available for an ENE session on a new date if the parties are able to obtain an extension in order to
3 await the Court's order on plaintiff's motion for class certification;

4 IT IS HEREBY STIPULATED by and between the parties hereto that the deadline for
5 conducting the ENE session will be extended to June 15, 2010.

6
7 Date: October 12, 2009

WILSON, ELSE, MOSKOWITZ,
EDELMAN & DICKER LLP

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9 By: /s/ Thomas M. Herlihy
10 THOMAS M. HERLIHY
11 Attorneys for Defendant
12 AMERICAN NATIONAL INSURANCE
COMPANY

13 Date: October 12, 2009


WATERS KRAUS & PAUL

14
15 By: /s/ Ingrid M. Evans
16 INGRID M. EVANS
17 Attorneys for Plaintiff
18 DAPHNE P. RAND

19 **ORDER**

20 Good cause appearing therefore, IT IS HEREBY ORDERED that the deadline for
conducting the ENE session will be extended to June 15, 2010.

21
22 Date: _____

By: 
HONORABLE SUSAN ILLSTON
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 12, 2009.

/s/ Shivani Nanda

SHIVANI NANDA

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